

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

THE TELEPHONE NUMBER FOR THE
BANKRUPTCY COURT IS 704-350-7500

12-2-2020

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION

Laura T. Beyer, Judge Presiding

WEDNESDAY, DECEMBER 2, 2020

9:30 a.m. (via ZoomGov)

1)	11	Perry Farms, LLC	20-50338	Hearing on motion to dismiss bankruptcy case, or in the alternative motion for relief from stay [First Community Bank] (29)
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BRUMBAUGH
RAUBACH

12-4-2020

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION

Laura T. Beyer, Judge Presiding

FRIDAY, DECEMBER 4, 2020

Steven G. Tate, Trustee

In response to the Coronavirus (COVID-19) and in an effort to reduce the possibility of exposure to the virus and slow the spread of the disease, **THE HEARINGS SCHEDULED FOR DECEMBER 4, 2020 IN STATESVILLE WILL BE CONDUCTED TELEPHONICALLY.** If evidence needs to be presented in your case or you anticipate extensive argument, you will need to either continue the matter to a future hearing date in Statesville or contact chambers (704-350-7575) for a special setting. If the court is unable to understand a party or attorney appearing telephonically for technical reasons, the court will continue the hearing to a future hearing date.

All parties with cases on the 9:30 calendar should call in between 9:15 and 9:30. The court will lock the phone lines at 9:30 to avoid disruption.

The court will recess at 10:45 to allow parties with cases on the 11:00 calendar to call in between 10:45 and 11:00. The court will lock the phone lines at 11:00.

The dial-in numbers for December 4, 2020 are:

Teleconference Number: 888-684-8852

Access Code: 4340964#

Security Code: 6257#

Additional information:

Please dial in using a landline, if possible. The use of cell phones is discouraged due to dropping connections. If you choose to use a cell phone and the connection is dropped, you may not have immediate access to reconnect to the courtroom. **In addition, please do not use hands-free devices.** The phone line will be locked once court starts to avoid disruption. When all of your matters have been heard, the court will advise you when it is appropriate to disconnect.

UNTIL YOUR CASE IS CALLED, please activate the mute button and do not place the call on hold as it causes a disruption on the phone line and in court.

We appreciate your patience during this unprecedented public health challenge and wish you continued safety and good health. Please contact chambers at 704-350-7575 or email hearings@ncwd.net if you have any questions or concerns.

9:30 a.m.

2) 13 Stacy M. Rose-Ferrell 19-50483 Hearing on Trustee's motion to dismiss for payment default (34)

COLLIER

3) 13 George A. Elmer 13-50420 Hearing on motion for payment of unclaimed dividends [Dilks & Knopik] (45)
Sheila M. Elmer

KLEIN
GROSHON

4) 13 John E. Nicholson 18-50151 Continued status hearing on order granting debtors' motion for temporary plan payment reduction (145, 139, 125)
Nora M. Nicholson

JOHNSON

5) 13 William R. Jolley 19-50625 Hearing on motion to withdraw as attorney [Rod A. Vujovic] (34)
Lorrie A. Jolley

VUJOVIC

6) 13 Lewis H. Bumgarner 17-50563 Hearing on Trustee's motion to dismiss for payment default (56)

BOLGER

7) 13 Venus M. Ray 18-50574 Continued hearing on Trustee's motion to dismiss for payment default (35); debtor's response (36)

BOLGER

8)	13	Jamie R. Parsons Shannon M. Parsons	19-50618	Continued hearing on Trustee's motion to dismiss or modify plan (45)
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BOLGER

9)	13	Brooke L. Valdemar	19-50332	4 th continued hearing on Trustee's motion to dismiss for payment default (24)
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FLIPPIN

10)	13	Johnny L. Mahan Anita S. Mahan	19-50471	Hearing on debtors' objection to notice of mortgage payment change (30, 10/01/20 doc)
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FLIPPIN

11)	13	Donald H. Biggins Samantha H. Biggins	20-50324	Continued hearing on Trustee's motion to dismiss for failure to make plan payments (28)
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FLIPPIN

12)	13	William C. Taylor Thelma P. Taylor	17-50438	2 nd continued hearing on Trustee's motion to dismiss for payment default (104)
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Continued hearing on motion for relief from stay [Federal Home Loan Mortgage Corporation] (109); debtors' response (110)

LANEY
JONAS

13)	13	Erica J. Potter	19-50489	Continued hearing on Trustee's motion to dismiss for payment default (28)
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Continued hearing on debtor's motion for moratorium (31); Trustee's response (32); debtor's reply (33)

LANEY

14)	13	Thomas D. Shumate Wendy L. Shumate	19-50705	Hearing on Trustee's motion to dismiss (35)
		LANEY		

15)	13	Thomas D. McKinney	14-50388	3 rd continued hearing on debtor's motion for sanctions for creditor misconduct (67)
		GROFF		

16)	13	Ricky L. Ellis Cheri T. Ellis	16-50494	Hearing on debtors' motion to incur debt, substitute counsel and modify plan (41); Trustee's response (43)
		GROFF		

17)	13	Kevin D. Johnson Terri L. Johnson	16-50750	2 nd continued hearing on Trustee's motion to dismiss for payment default (55)
		GROFF/PERRY		

18)	13	Charlene L. Jolly	19-50112	3 rd continued hearing on Trustee's motion to dismiss for payment default (36)
		GROFF		

19)	13	Tamika L. Howell	15-50426	Hearing on Trustee's motion to dismiss (62)
		WOOD		

20)	13	Linda P. Farley	18-50164	2 nd continued status hearing on order granting debtor's motion for moratorium (54, 52, 49)
		WOOD		

21)	13	Misty D. Costner	18-50589	Hearing on debtor's motion to modify plan and for approval of disbursement of insurance settlement funds (38); Trustee's response (39)
		WOOD		

22)	13	Joseph A. Pack, Sr. Sharon J. Pack	19-50029	Continued hearing on Trustee's motion to dismiss for payment default (40)
				Hearing on debtors' motion for moratorium (42); Trustee's response (45)
		WOOD		

23)	13	Christopher W. Worley Karen W. Worley	19-50670	3 rd continued hearing on Trustee's motion for status hearing (23)
		WOOD		

24)	13	Gary L. Ledford Kate H. Ledford	20-50070	Continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (40, 39, 33, 30, 27, 25, 15, 9)
		WOOD		

25)	13	Christopher D. Elliott April T. Elliott	16-50024	2 nd continued hearing on motion for relief from stay [Nationstar Mortgage LLC] (68); debtors' response (69)
		MALLORY J. BROWN		

26)	13	Robin T. Bennett	18-50476	Continued hearing on Trustee's motion to dismiss for payment default (33)
				Continued status hearing on order granting debtor's motion for moratorium (46, 42, 34)
		MALLORY		

27)	13	John J. Galati, II	18-50512	2 nd continued hearing on Trustee's motion to dismiss for payment default (46)
				Status hearing on bench order granting debtor's motion for moratorium (51, 48)

MALLORY

28)	13	Diane L. Sterrett	18-50540	Hearing on Trustee's motion to dismiss for payment default (47)
				Hearing on debtor's motion for moratorium and to review status (49); Trustee's response (50)

MALLORY

29)	13	Fred R. Erwin	19-50046	Continued hearing on Trustee's motion to dismiss (24)
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MALLORY

30)	13	Walter Kasmir	19-50066	3 rd continued hearing on Trustee's motion to dismiss for payment default (49)
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MALLORY

31)	13	Vincent M. Mattox Shatarra H. Mattox	19-50480	3 rd continued hearing on Trustee's motion to dismiss for payment default (39)
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Continued hearing on debtors' motion for moratorium (46); Trustee's response (49)

MALLORY

32)	13	Todd A. Tudor	19-50666	<p>3rd continued hearing on Trustee's motion for status hearing (25)</p> <p>Hearing on debtor's motion to approve sale of real property and modify plan (32); Trustee's response (35)</p>
<p>MALLORY</p> <p>-----</p>				
33)	13	Christopher S. Haynes	19-50692	<p>5th continued hearing on Trustee's motion to dismiss for failure to make plan payments (27)</p> <p>3rd continued hearing on Trustee's motion for status hearing (37, 35)</p>
<p>MALLORY</p> <p>-----</p>				
34)	13	Margaret A. Shoemaker	19-50756	<p>4th continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (15, 11, 6)</p> <p>Continued hearing on debtor's objection to claim (26); response [USA/IRS] (27)</p>
<p>MALLORY BECK</p> <p>-----</p>				
35)	13	Christopher B. Buchanan Terri A. Buchanan	17-50431	<p>Hearing on Trustee's motion to modify plan (64); debtors' response (65)</p>
<p>GOURLEY</p> <p>-----</p>				
36)	13	Alfreida M. Dunlap	17-50688	<p>Continued status hearing on order granting debtor's motion for moratorium (46, 42, 36)</p>
<p>GOURLEY</p> <p>-----</p>				
37)	13	William S. Goodrich Aimee S. Goodrich	18-50066	<p>Hearing on Trustee's motion to dismiss for failure to make plan payments (76)</p>
<p>GOURLEY</p> <p>-----</p>				

38)	13	Julie K. Gabriel	18-50463	5 th continued hearing on Trustee's motion to dismiss for payment default (39) 2 nd continued status hearing on order granting debtor's motion for moratorium (59, 52, 47)
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GOURLEY

39)	13	William D. Troutman Beverly A. Troutman	18-50470	Hearing on Trustee's motion to dismiss for payment default (38)
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GOURLEY

40)	13	Byron K. Long, Sr. Joelin A. Long	19-50092	3 rd continued status hearing on order granting debtors' motion for moratorium (50, 44, 38)
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GOURLEY

41)	13	Anita S. England	19-50418	Status hearing on bench order granting debtor's motion for order in aid of administration (69)
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GOURLEY

42)	13	Wanda W. Steele	19-50493	5 th continued hearing on Trustee's motion to modify plan (30); debtor's response (31) 4 th continued hearing on debtor's objection to claim (32); response [IRS/USA] (33)
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GOURLEY
BECK

43)	13	Tamnika D. Mayfield	19-50561	4 th continued hearing on Trustee's motion to dismiss for payment default (17)
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GOURLEY

44)	13	Michael L. Bruegging Alexis Ford	19-50709	Hearing on Trustee's motion to modify plan (60); debtors' response (61)
		GOURLEY		

45)	13	Tracy R. Gwyn	20-50018	2 nd continued hearing on Trustee's motion to dismiss for payment default (25)
		GOURLEY		

46)	13	Timothy K. Ayers	20-50054	Hearing on motion for relief from stay [First Horizon Bank] (33); debtor's response (34)
		GOURLEY J. BROWN		

47)	13	Tina A. Imes	20-50125	Hearing on Trustee's motion to modify plan (31); debtor's response (36, 32)
		GOURLEY		

48)	13	James M. Shriner Sandra C. Shriner	15-50662	5 th continued hearing on Trustee's motion to dismiss for payment default (33)
		LUCK		

49)	13	Kimberly D. Settle	16-50152	Hearing on Trustee's motion to dismiss for payment default (38)
		LUCK		

50)	13	Jonathan B. Anderson	16-50541	4 th continued hearing on Trustee's motion to dismiss for payment default (31)
				Continued status hearing on order granting debtor's motion for moratorium (42, 34)
		LUCK		

51)	13	Jason N. Church	16-50708	Continued hearing on Trustee's motion to dismiss for payment default (60)
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LUCK

52)	13	Melvin D. Cummings Jennifer S. Cummings	17-50639	Continued hearing on motion for relief from stay [Select Portfolio Servicing, Inc.] (55); debtors' response (56)
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LUCK
HASKELL

53)	Adv	Select Specialty Hospital - Winston-Salem, Inc. v. Whitt	18-5024 Ch 13 18-50473	9 th continued hearing on court order and notice of status hearing (22, 1)
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ADAMS/COOK
LUCK

54)	13	Travis B. Buttrey Lisa W. Buttrey	18-50083	Continued hearing on Trustee's motion to dismiss for payment default (31)
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Continued status hearing on order granting debtors' motion for moratorium (40, 32)

Hearing on debtors' motion to approve settlement (42); Trustee's response (43)

LUCK

55)	13	Melissa G. Parsons	18-50125	Hearing on debtor's motion to approve settlement (45); Trustee's response (46)
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LUCK

56)	13	Danny L. South	18-50207	3 rd continued hearing on Trustee's motion to dismiss for payment default (32)
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LUCK

57)	13	Clyde M. Harris, Jr. Frances D. Harris	19-50015	Continued status hearing on bench order granting debtors' motion for moratorium (45) Continued hearing on Trustee's motion to dismiss for payment default (44)
		LUCK		

58)	13	Penelope C. Clement	19-50131	Continued hearing on motion for relief from stay and co-debtor stay [Fay Servicing, LLC] (37); debtor's response (39)
		LUCK EMREY		

59)	13	Jeffery D. Blackburn Mary H. Blackburn	19-50290	3 rd continued hearing on Trustee's motion to dismiss for payment default (48) Continued status hearing on bench order granting debtors' motion for moratorium (50)
		LUCK		

60)	13	George D. Wilcox Jennifer D. Wilcox	19-50352	3 rd continued hearing on Trustee's motion to dismiss for payment default (31)
		LUCK		

61)	13	James K. Ball Lisa H. Ball	19-50381	2 nd continued hearing on Trustee's motion for status hearing (61)
		LUCK		

62)	13	Rosalino Duarte	19-50722	2 nd continued hearing on Trustee's motion to dismiss for payment default (25) Continued status hearing on bench order granting debtor's motion for moratorium (27)
		LUCK		

63)	13	Scotty W. Greene	20-50385	Hearing on Trustee’s motion to dismiss for failure to make plan payments (15)
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LUCK

11:00 a.m.

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| 64) | 11 | Radford Quarries, Inc. | 19-50454 | Continued status hearing on court order and notice of status of hearing (157, 141) |
| | | | | Hearing on application for recovery of costs and expenses [First Community Bank] (169); debtor's response (172) |
| | | BROWN/WRIGHT
RAUBACH
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| 65) | 7 | Peter L. Zagaroli | 18-50508 | 4 th continued hearing on Trustee's motion to sell property free and clear of liens (113); response [PACT Company and Partners] (114) |
| | | BRUMBAUGH
TAYLOR/MITCHELL, TR.
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| 66) | 7 | Christina L. Fox | 20-50296 | 2 nd continued hearing on motion for relief from stay [TIAA, FSB] (12); Trustee's response (15) |
| | | GROFF
SUMMERLIN, TR.
VINING
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| 67) | 7 | Kelly G. Riley | 20-50253 | Continued reaffirmation hearing (39, 25, 24) |
| | | | | Hearing on debtor's motion to dismiss case (29); Trustee's response (41) |
| | | PLANER
TAYLOR, TR.
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68)	7	Martisha A. Dula	20-50375	Hearing on debtor's motion to avoid judgment lien of creditor (6); response [OneMain Financial Group, LLC] (7)
		VUJOVIC SUMMERLIN, TR. GREEN		

69)	7	Dallas C. Abee, Jr.	20-50317	Hearing on Trustee's objection to exemptions (11)
		WOOD C. WRIGHT, TR.		

70)	7	Walter A. Jordan Janet P. Jordan	18-50146	3 rd continued hearing on debtors' motion to amend schedules and exemptions (22); Trustee's response (26); debtors' brief (30); Trustee's brief (31)
		FLIPPIN C. WRIGHT, TR.		

71)	7	Daniel L. Harless Hannah W. Harless	20-50430	Hearing on debtors' motion to allow the use of retirement funds (8)
		FLIPPIN TAYLOR, TR.		

72)	7	Billy E. Martinez	20-50042	Continued hearing on Trustee's motion to turnover (31); debtor's response (33, 32)
		GOURLEY SUMMERLIN, TR.		

73)	7	Jerilyn L. Fair	20-50349	Continued hearing on motion for relief from stay [Nationstar Mortgage LLC] (8); Trustee's response (9)
		GOURLEY TAYLOR, TR. J. BROWN		

74)	11	The Ridgeline at Blowing Rock, Inc.	20-50037	Hearing on motion to dismiss case for failure to file reports and pay quarterly fees [U.S. Bankruptcy Administrator] (92)
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WOODMAN
ABEL

75)	11	Danny J. Cecile, Jr.	20-50285	Continued hearing on confirmation of Chapter 11 Subchapter V plan (69, 67) Hearing on application for compensation [Essex Richards] (91)
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WOODMAN
MARTINEZ, TR.

11:30 a.m. (in-person)

76)	7	Christina L. Fox	20-50296	Hearing on debtor's motion to convert case to Chapter 13 (33); Trustee's response (36); debtor's reply (37)
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GROFF
SUMMERLIN, TR.

NO COURT

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA**

Laura T. Beyer, Judge Presiding

There Are No Hearings Scheduled

**November 30, 2020,
December 1, 2020 or
December 3, 2020**

***SCHEDULE CHANGES CAN OCCUR DAILY;
PLEASE REFER TO ANY FILED NOTICES,
OR ADVISE THE COURT IF THERE IS A NEED
FOR A SPECIAL HEARING DATE.***